

Oct-24-03 14:02

From-NUVELO, Inc.

4085248145

T-665 P.001/006 F-802



FAX COVER

From: Elena Quertermous, Ph.D.
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To: Examiner Rao, Group Art Unit 1652
Phone: 703.306.5681
Fax number: 703.872.9306

Number of pages: 9, including this page

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October 24, 2003

Re: U.S. Serial No. 10/037,270
Attorney Docket No. 784CIP2BDV1

Please record the following correspondence in the USPTO files.

Please contact Elena Quertermous, Ph.D. at 408.215.4522 with any questions pertaining to the submission of this correspondence.

Please contact Donna Rose at 408.215.4588 with any problems regarding this transmission.

Thank you.

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PATENT
Docket No. 784CIP2BDV1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

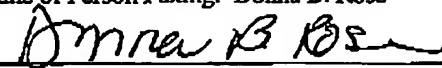
Applicant(s): Zhou, *et al.*
Serial No: 10/037,270
Filed: January 4, 2002
For: NOVEL NUCLEIC ACIDS AND
POLYPEPTIDES
Examiner: Manjunath N. Rao
Art Unit: 1652

CERTIFICATE OF TRANSMISSION
UNDER 37 CFR 1.8

I hereby certify that this correspondence is being
facsimile transmitted to Examiner Manjunath Rao,
Group Art Unit 1652, facsimile no. 703.872.9306 on:

Date: October 24, 2003

Name of Person Faxing: Donna B. Rose


Signature of Person

Examiner M. Rao
Group Art Unit 1652
Fax no. 703.872.9306

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RESPONSE TO RESTRICTION REQUIREMENT

Dear Examiner Rao:

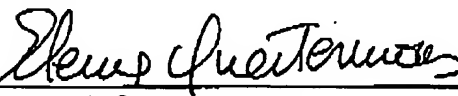
Thank you for speaking with me earlier this morning. In response to the Restriction Requirement that was issued in the above-identified application, and mailed on June 17, 2003, Applicants wish to inform you that a preliminary amendment electing a sequence and a group of claims was filed together with the application on January 4, 2002. Therefore, Applicants believe that a response to the Restriction Requirement is not required.

Please find attached a copy of the preliminary amendment and return postcard that acknowledges the receipt thereof. An early action on the merits is respectfully requested. The undersigned can be reached at 408-215-4556 if the Examiner has any questions.

Respectfully submitted,

Date: October 24, 2003

By:



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 COPY

Serial/Patent No.: Not Yet Assigned Filing/Issue Date: Herewith
Title: Novel Nucleic Acids and Polypeptides

Docket No.: 784CIP2BDIV Attorney: LSB ~~ISA~~/ddr
Date Mailed: January 4, 2002 Docket Due Date: ***

The Following Has Been Received In The U.S. Patent and Trademark Office On The Date Stamped Hereon:

- 1) Utility Patent Application (190 pages)
- 2) Title Page (1 page)
- 3) Sequence Listing (3159 pages)
- 4) Statement Under 37 CFR §1.821
- 5) Application Transmittal (4 pages) (in duplicate)
- 6) Computer-Readable Copy of Sequence Listing (1 Diskette)
- 7) Preliminary Amendment (3 pages)
- 8) Declaration and Power of Attorney (3 pages)
- 9) Return Postcard
- 10) Express Mail Label No.: EL933683678US

JC541 U.S. PTO
10/037270
01/04/02

Docket No.: 784CIP2BDIV
Action: Convert Application
Date Due: 01/04/2003
Critical Date: 01/04/2003
Docketed By: AD
Responsible Attorney: LSB

Docket No.: 784CIP2BDIV
Action: Foreign Filing Deadline
Date Due: 01/04/2003
Critical Date: 01/04/2003
Docketed By: AD
Responsible Attorney: LSB